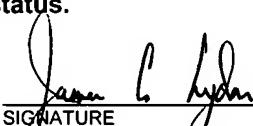


| | | | |
|---|--|--|---|
| FORM PTO-1390 (REV. 10-2003) TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY'S DOCKET NUMBER BONN-121 |
| | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Not yet assigned 10/506971 | |
| INTERNATIONAL APPLICATION NO. PCT/IB03/01392 | INTERNATIONAL FILING DATE March 10, 2003 | PRIORITY DATE CLAIMED March 8, 2002 | |
| TITLE OF INVENTION AN AIR ASSISTANCE APPARATUS PROVIDING FAST RISE AND FALL OF PRESSURE WITHIN ONE PATIENT'S BREATH | | | |
| APPLICANT(S) FOR DO/EO/US Alain DELACHE and Véronique DELACHE | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | |
| <ol style="list-style-type: none"> <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. <input checked="" type="checkbox"/> The US has been elected (Article 31). <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under (35 U.S.C. 154(d)(4)). <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | | |
| Items 11 to 20 below concern document(s) or information included: <ol style="list-style-type: none"> <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. <input checked="" type="checkbox"/> A preliminary amendment. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A power of attorney and/or change of address letter. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> Other items or information: | | | |

| | | | | |
|---|---|--------------------------------------|------------|-----------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Not yet assigned | INTERNATIONAL APPLICATION NO. PCT/US03/01392 | ATTORNEY'S DOCKET NUMBER BONN-121 | | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.44(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$1080.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO.....\$ 920.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$ 770.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4). \$ 100.00 | | CALCULATIONS PTO USE ONLY | | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | \$ 920.00 | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | \$ | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ |
| Total Claims | 27 - 20 = | 7 | x \$ 18.00 | \$ 126.00 |
| Independent claims | 1 - 3 = | 0 | x \$ 86.00 | \$ |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$290.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 1,046.00 | | |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½. | | \$ 523.00 | | |
| SUBTOTAL = | | \$ 523.00 | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | \$ | | |
| TOTAL NATIONAL FEE = | | \$ 523.00 | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. | | \$ 40.00 | | |
| TOTAL FEES ENCLOSED = | | \$ 563.00 | | |
| | | Amount to be refunded: | \$ | |
| | | charged: | \$ | |

| | | |
|---|---|--------------------------------------|
| U.S. APPLICATION NO. <i>10/506971</i> | INTERNATIONAL APPLICATION NO. PCT/IB03/01392 | ATTORNEY'S DOCKET NUMBER BONN-121 |
| <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1258</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> | | |
| <p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p> | | |
| <p>SEND ALL CORRESPONDENCE TO:</p> | | |
| <p>Customer No. 32954</p> | | |
| <p> _____ SIGNATURE</p> | | |
| <p><u>James C. Lydon</u> _____ NAME</p> | | |
| <p><u>30,082</u> _____ REGISTRATION NUMBER</p> | | |